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BILL NO. 7-18-23-1

SUMMARY – An ordinance to amend Clark County Code Title 8, Chapter 8.20 to include private indoor golf establishments in the definition of interactive entertainment centers; to allow private indoor golf establishments serving liquor to close to the general public; and providing for other matters properly related thereto.

ORDINANCE NO. 5057

(of Clark County, Nevada)

AN ORDINANCE TO AMEND CLARK COUNTY CODE TITLE 8, CHAPTER 8.20, SUBSECTION 8.20.020.155 TO INCLUDE PRIVATE INDOOR GOLF ESTABLISHMENTS IN THE DEFINITION OF INTERACTIVE ENTERTAINMENT CENTER; TO AMEND TITLE 8, CHAPTER 8.20, SUBSECTION 8.20.276 TO ALLOW PRIVATE INDOOR GOLF ESTABLISHMENTS SERVING LIQUOR TO CLOSE TO THE GENERAL PUBLIC; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

**SECTION ONE.** Title 8, Chapter 8.20, Subsection 8.20.020.155 of the Clark County Code is hereby amended to read as follows:

**8.20.020.155 - Interactive entertainment center.**

(a) "Interactive entertainment center" means one of the following:

(i) an establishment whose primary purpose is the provision of technology enabled interactive entertainment including, but not limited to, motion simulation, networked multi-site multiplayer

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games, multimedia, virtual reality based games, E-mail, World Wide Web access, and video conferencing that has ~~[-In addition to provision of the above-described interactive entertainment, an interactive entertainment center shall also be required to have]~~ all of the following: (1) a minimum of twenty thousand square feet of floor space used exclusively for technology enabled interactive entertainment as described above; (2) a restaurant as defined in this chapter; (3) a minimum of one thousand square feet of retail commercial space for sales of video games and/or related products and merchandise; and (4) a minimum of two technology enabled interactive game competitive tournaments per calendar year which shall offer a cash or equivalent prize of at least five thousand dollars to the winner; or:

(ii) an establishment whose primary purpose is the provision of indoor simulated golf that has all of the following: (1) ten thousand square feet of floor space; (2) membership-only access including for special events or banquets; (3) a restaurant as defined in this chapter; and (4) a dedicated retail commercial space.

(b) If an interactive entertainment center also holds a liquor license, the establishment shall provide adequate security to ensure that minors are not served or permitted to consume alcoholic beverages anywhere in the establishment.

Alcoholic beverages may be consumed (except by minors) in the bar and lounge, dining area, and at the technology enabled interactive entertainment player stations if the establishment is appropriately licensed. The interactive entertainment center must be open to the public and fully operational at all times that liquor service is available, except for (1) establishments offering indoor simulated golf pursuant to subsection (a)(ii) of this section; or (2) special events that have been approved pursuant to the requirements of this chapter.



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**SECTION TWO.** Title 8, Chapter 8.20, Subsection 8.20.276 of the Clark County Code is hereby amended to read as follows:

**8.20.276 - Business must be open to the general public.**

It shall be unlawful for any licensed liquor establishment to be closed to the general public any and all times that liquor is sold, served, consumed, distributed or allowed to be sold, served, consumed or distributed. This prohibition shall not however be applicable to the following establishments: clubs, interactive sports facilities, theatrical and production event facilities, resort clubs, banquet hall, ~~[and]~~ any liquor licensees at or operated in conjunction with a golf course, and interactive entertainment centers offering indoor simulated golf on a membership-only basis.

**SECTION THREE.** If any provision, section, paragraph, sentence, clause, or phrase of this ordinance or portion thereof invalidity or unconstitutionality shall not affect the validity of the remaining parts of this ordinance. It is the intent of the County Commission in adopting this ordinance that no portion or provision thereof shall become inoperative or fail by reason of any invalidity or unconstitutionality of any other portion or provision, and to this end all provisions of this ordinance are declared to be severable.

**SECTION FOUR.** All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

**SECTION FIVE.** This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with the names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks.

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PROPOSED on the 18th day of July, 2023.

PROPOSED BY: Commissioner James B. Gibson

PASSED on the 1st day of August, 2023.

AYES: James B. Gibson

Justin Jones

Marilyn K. Kirkpatrick

William McCurdy II

Ross Miller

Michael Naft

Tick Segerblom

NAYS: None

ABSTAINING: None

ABSENT: None

LIQUOR AND GAMING LICENSING BOARD

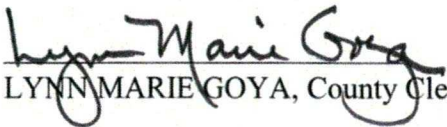
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BY:

  
WILLIAM McCURDY II, Chair

ATTEST:

  
LYNN MARIE GOYA, County Clerk

This ordinance shall be in force and effect from and after

the 15<sup>th</sup> day of August 2023.